



04-05-04

DACB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Craig C. Mello *et al.*

U.S. Serial No.: 10/645,735

Filed: August 20, 2003

For: *RNA Interference Pathway Genes as Tools for Genetic Interference*

Attorney Docket No.: UMY-052DV2

Group Art Unit: 2855

Examiner: Teresa E. Strzelecka

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450"Express Mail" mailing label number EV 355389141 US Deposit April 1, 2004

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Signature

Debra J. Milasincic, Esq.

Please Print Name of Person Signing

NOTIFICATION OF ERRONEOUS ASSERTION OF SMALL ENTITY STATUS

Dear Sir:

At the time of filing, the above-identified patent application erroneously claimed small entity status. Applicants hereby submit that this error occurred without any fraudulent intent and through error. Pursuant to 37 C.F.R. 1.28(c), Applicants hereby authorize that Deposit Order Account No. 12-0080 be charged in the amount \$683.00 (based on the 2002/2003 fee schedule) which represents the difference between the amount previously charged to Deposit Order Account No. 12-0080 (\$683.00) on August 20, 2003 and the filing fee based on large entity status.

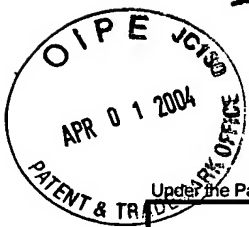
It is respectfully requested that the above-identified patent application be deemed a large entity.

Adjustment date: 04/06/2004 SLUANG1
08/26/2003 KZEWDIE 00000002 120080 10645735
01 FC:2001 375.00 CR
02 FC:2201 168.00 CR
03 FC:2203 140.00 CR

Respectfully submitted,
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04/06/2004 SLUANG1 00000041 120080 10645735

01 FC:1001 770.00 DA
02 FC:1201 344.00 DA
03 FC:1203 290.00 DA



PTO/SB/21 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/645735-Conf. #9634
		Filing Date	August 20, 2003
		First Named Inventor	Craig C. MELLO
		Art Unit	2855
		Examiner Name	Teresa E. Strzelecka
Total Number of Pages in This Submission	1	Attorney Docket Number	UMY-052DV2

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Notification of Erroneous Assertion of Small Entity Status; and
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	A pre-paid acknowledgment postcard.
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	LAHIVE & COCKFIELD, LLP Debra J. Milasincic - 46 931
Signature	
Date	April 1, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 355389141 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: April 1, 2004	Signature: (Debra J. Milasincic)